

JC06 Rec'd PCT/PTO 26 SEP 2005

EXPRESS MAIL NO.: EV 694817976 US

Subst. FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV. 10-2002)		ATTORNEY'S DOCKET NUMBER <b>187103/US/BM</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>10/550565</b>
INTERNATIONAL APPLICATION NO. <b>PCT/EP2004/003245</b>	INTERNATIONAL FILING DATE <b>March 26, 2004</b>	PRIORITY DATE CLAIMED <b>March 26, 2003</b>
<b>TITLE OF INVENTION</b> <b>TREATMENT OF VIRAL INFECTIONS</b>		
<b>APPLICANT(S) FOR DO/EO/US</b> <b>Stephan LUDWIG, Stephan PLESCHKA, Henning WALCZAK, Oliver PLANZ and Ulrich HIRT</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"><li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li><li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li><li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li><li>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</li><li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))<ol style="list-style-type: none"><li>a. <input type="checkbox"/> is attached hereto <i>including a copy of the Request Form</i> (required only if not communicated by the International Bureau).</li><li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li><li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li></ol></li><li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))<ol style="list-style-type: none"><li>a. <input type="checkbox"/> is attached hereto.</li><li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li></ol></li><li>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))<ol style="list-style-type: none"><li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li><li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li><li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li><li>d. <input type="checkbox"/> have not been made and will not be made.</li></ol></li><li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li><li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li><li>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li></ol>		
<b>Items 11 to 20 below concern document(s) or information included:</b>		
<ol style="list-style-type: none"><li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li><li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li><li>13. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.</li><li>14. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li><li>15. <input type="checkbox"/> A substitute specification.</li><li>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</li><li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.</li><li>18. <input checked="" type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li><li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li><li>20. <input checked="" type="checkbox"/> Other items or information: <u>One self-addressed return postcard, Application Data Sheet; Request, International Search Report, Written Opinion of the International Searching Authority, Letter to the International Bureau at WIPO dated September 16, 2005 concerning change of the applicant from Apogenix Biotechnology AG to Apogenix GmbH.</u></li></ol>		

JC20 Rec'd PCT/PTO 26 SEP 2005

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <b>10/550565</b>		INTERNATIONAL APPLICATION NO. <b>PCT/EP2004/003245</b>		ATTORNEY'S DOCKET NUMBER <b>18703/US/BM</b>																										
21. The following fees are submitted: <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; width: 50%;">Fee Type</th> <th style="text-align: right; width: 15%;">Amount</th> <th style="text-align: left; width: 35%;">Description</th> <th style="text-align: right;">Applicant use</th> <th style="text-align: right;">Office use only</th> </tr> </thead> <tbody> <tr> <td><input checked="" type="checkbox"/> a) Basic national fee</td> <td style="text-align: right;">\$300.00</td> <td>\$300.00</td> <td></td> <td></td> </tr> <tr> <td><input checked="" type="checkbox"/> b) Examination fee</td> <td style="text-align: right;">\$200.00</td> <td>\$200.00</td> <td></td> <td></td> </tr> <tr> <td><input checked="" type="checkbox"/> c) Search fee</td> <td style="text-align: right;">\$500.00</td> <td>\$500.00</td> <td></td> <td></td> </tr> <tr> <td colspan="2" style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS = \$1000.00</b></td> <td style="text-align: right;"><b>\$1000.00</b></td> <td></td> <td></td> </tr> </tbody> </table> <p><input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.</p>						Fee Type	Amount	Description	Applicant use	Office use only	<input checked="" type="checkbox"/> a) Basic national fee	\$300.00	\$300.00			<input checked="" type="checkbox"/> b) Examination fee	\$200.00	\$200.00			<input checked="" type="checkbox"/> c) Search fee	\$500.00	\$500.00			<b>TOTAL OF ABOVE CALCULATIONS = \$1000.00</b>		<b>\$1000.00</b>		
Fee Type	Amount	Description	Applicant use	Office use only																										
<input checked="" type="checkbox"/> a) Basic national fee	\$300.00	\$300.00																												
<input checked="" type="checkbox"/> b) Examination fee	\$200.00	\$200.00																												
<input checked="" type="checkbox"/> c) Search fee	\$500.00	\$500.00																												
<b>TOTAL OF ABOVE CALCULATIONS = \$1000.00</b>		<b>\$1000.00</b>																												
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE																											
27 - 100 =	0/50 =	0	X \$250.00 <b>\$0</b>																											
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<b>\$130.00</b>																										
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE																										
Total claims		21 - 20 =	1	x \$50.00 <b>\$ 50.00</b>																										
Independent claims		2 - 3 =	0	x \$200.00 <b>\$0</b>																										
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360.00 <b>\$0</b>																										
<b>TOTAL OF ABOVE CALCULATIONS = \$1180.00</b>																														
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					<b>\$ 590.00</b>																									
					<b>SUBTOTAL = \$ 590.00</b>																									
Processing fee of <b>\$130.00</b> for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).					<b>\$0</b>																									
					<b>TOTAL NATIONAL FEE = \$</b>																									
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +					<b>\$</b>																									
					<b>TOTAL FEES ENCLOSED = \$ 590.00</b>																									
					<b>Amount to be refunded: \$</b>																									
					<b>charged: \$</b>																									
a. <input checked="" type="checkbox"/> A check in the amount of <b>\$590.00</b> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 50-2319 (Order No. ) in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2319 (Order No. 18703/US/BM). A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.																														
<b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</b>																														
SEND ALL CORRESPONDENCE TO: Birgit Millauer, Ph.D. DORSEY & WHITNEY LLP Four Embarcadero Center, Suite 3400 San Francisco, California 94111-4187 Telephone: (415) 781-1989 Fax: (415) 398-3249																														
 9/26/2005 SIGNATURE Birgit Millauer, Ph.D. NAME 43,341 REGISTRATION NUMBER																														
<b>CUSTOMER NUMBER: 32940</b>																														